

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

**JESSICA WEST, individually and o/b/o )  
all heirs of Kenya M. Reed, and o/b/o )  
THE ESTATE OF KENYA REED, )**

**Plaintiff, )**

**v. )**

**CASE NO.: 1:22-cv-300**

**CITY OF CHICKASAW POLICE )  
DEPARTMENT, a municipal )  
corporation; JOSEPH MICHAEL )  
HAND, an individual, et al., )**

**Defendants. )**

**NOTICE OF REMOVAL**

Defendants City of Chickasaw and Joseph Michael Hand hereby give notice of the removal of this action from the Circuit Court of Mobile County to the United States District Court for the Southern District of Alabama, Southern Division, on the following grounds:

1. This case was filed in the Circuit Court of Mobile County, Alabama, on July 21, 2022.
2. Plaintiffs assert claims against these Defendants for alleged violations of the Constitution of the United States and these claims are brought pursuant to 42 U.S.C. § 1983. Plaintiffs also assert state law wrongful death claims against these same Defendants arising out of the same facts and circumstances as the claims brought pursuant to 42 U.S.C. § 1983.
3. This Court has original jurisdiction over this matter pursuant to 28 U.S.C. § 1331; therefore, this action is removable pursuant to 28 U.S.C. § 1441(a).

4. Since this Court has original jurisdiction over the federal claims asserted in the Complaint, the Court also has supplemental jurisdiction over the remaining state law claims pursuant to 28 U.S.C. § 1367(a).

5. Pursuant to 28 U.S.C. § 1441(a), the case is removable, and the Court has jurisdiction over the claims asserted in the Complaint. Filed concurrently herewith are copies of all process, pleadings, and orders served upon these Defendants in compliance with 28 U.S.C. § 1446(a).

6. This Notice of Removal is signed by counsel for the above-named Defendants pursuant to Rule 11 of the *Federal Rules of Civil Procedure*.

/s/ Thomas O. Gaillard, III

THOMAS O. GAILLARD, III (GAILT9459)

*Attorney for Defendant City of Chickasaw*

**OF COUNSEL:**

HELMSING, LEACH, HERLONG,

NEWMAN & ROUSE, P.C.

Post Office Box 2767

Mobile, AL 36652

(251) 432-5521

(251) 432-0633 Fax

E-mail: [tog@helmsinglaw.com](mailto:tog@helmsinglaw.com)

/s/ Mark L. Redditt [w-Consent]

MARK L. REDDITT

*Attorney for Defendant Joseph Michael Hand*

**OF COUNSEL:**

MAYNARD COOPER & GALE, PC

11 North Water Street, Suite 24290

Mobile, AL 36602-5024

(251) 432-0001

Email: [mredditt@maynardcooper.com](mailto:mredditt@maynardcooper.com)

**CERTIFICATE OF SERVICE**

I do hereby certify that I have on this the 2<sup>nd</sup> day of August 2022, electronically filed the foregoing pleading with the Clerk of Court using the Alafile system which will send electronic notification of such filing to the following undersigned counsel of record:

Joseph D. Lane, Esquire      (*JLane@CochranFirm.com*)  
David L. Darty, Jr., Esquire   (*DDarty@CochranFirm.com*)  
*Attorneys for Plaintiffs*

*/s/ Thomas O. Gaillard, III*  
OF COUNSEL